

SENATE BILL 2011
By Herron

AN ACT to amend Tennessee Code Annotated, Title 45,
Chapter 6, Part 2, relative to pawnbrokers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 45-6-209(b), is amended by deleting subdivision (7) in its entirety and by substituting instead the following:

(7) The right thumbprint of the pledgor, provided that if taking the right thumbprint is not possible the pawnbroker shall take a fingerprint from the left thumb or another finger and shall identify on the pawn ticket which finger has been used. A thumb or fingerprint taken pursuant to this subdivision shall be maintained by the pawnbroker for a period of five (5) years from the date of the pawn transaction.

SECTION 2. Tennessee Code Annotated, Section 45-6-222(d), is amended by deleting subdivision (d)(1) in its entirety and by substituting instead the following:

(1) Upon preparing the affidavit, the law enforcement officer shall submit it to a magistrate as defined by § 40-1-106 who serves the officer's county or city of jurisdiction. The magistrate shall examine the affidavit and may examine the affiants under oath. The magistrate may grant the request for a subpoena to produce the thumbprint request if the magistrate finds that the affiants have presented a reasonable basis for believing that:

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.